AP/1600



Expedited Processing under 37 C.F.R. § 1.116

ATTORNEY'S DOCKET NO.: 2001796-0006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Serial No.: Bramley et al.

09/698,579

Examiner: Navarro, Albert, Mark.

Art Unit:

1645

Filed:

October 27, 2000

For:

TREATMENT OF STAPHYLOCOCCUS INFECTIONS

Box AF

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In response to the Final Office Action mailed by the United States Patent and Trademark Office on February 13, 2003, for the above-identified application, the following documents are submitted:

- Response to Office Action Under 37 C.F.R. § 1.116 (3 pp.); and 1.
- 2. Return Postcard.

If any additional fees are required to be paid or if any overpayment has been made, please charge same to Deposit Account No. 03-1721.

Respectfully submitted,

Dated: April 14, 2003

Nadège M. Lagneau, Ph.D.

Reg. No. 51,908

for

Brenda Herschbach Jarrell, Ph.D.

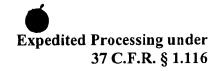
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CHOATE, HALL & STEWART **Exchange Place** 53 State Street Boston, MA 02109

Telephone: (617) 248-5000 Facsimile: (617) 248-4000

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Page 1 of 1





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MA (SE)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

A. John Bramley et al.

Examiner:

Navarro, Albert Mark

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Box AF

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

TECH CENTER 1600/2900

Atty. Docket No.: 2001796-0006

RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.116

In reply to the Examiner's Final Action that was mailed in the above-captioned case on February 13, 2003, Applicant submits the following Remarks. Please note that since April 13, 2003 falls on a Sunday, this Response, filed on the next business day, Monday, April 14, 2003, is deemed filed within two months of the mailing of the Final Office Action.

Remarks

Claims 1-3 are pending in the application. Claims 32-49 were rejected under 35 U.S.C. § 102. All rejections and objections raised in the Office Action are addressed individually below.

Rejection Under 35 U.S.C. §102(e)

Claims 1-3 were rejected as being anticipated by Brockaert et al. (U.S. Patent No. 5,824,869). The Examiner stated that Brockaert et al. disclose DNA encoding anti-microbial